



Entered on Docket  
October 13, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,  
  
USA CAPITAL REALTY ADVISORS, LLC  
  
USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
LLC  
  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
  
USA SECURITIES, LLC  
  
Debtors

**Affects:**

USA Commercial Mortgage Company

Case No.: BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

Chapter 11

Jointly Administered Under Case No.  
BK-S-06-10725-LBR

Judge Linda B. Riegle

**ORDER APPROVING  
APPLICATION TO  
COMPROMISE AND SETTLE  
CONTROVERSIES IN  
ADVERSARY NO. 08-01268**

Hearing Date: October 5, 2009  
Hearing Time: 9:30 a.m.

**ORDER APPROVING APPLICATION TO COMPROMISE AND SETTLE  
CONTROVERSIES IN ADVERSARY NO. 08-01268**

1  
2 On October 5, 2009, this Court held a hearing on the Motion for Approval of Settlement  
3 Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure filed by the USACM  
4 Liquidating Trust, over which this Court has jurisdiction pursuant to 28 U.S.C. §§ 157 and 1334,  
5 and of which due notice was served to all parties entitled thereto in accordance with the  
6 Bankruptcy Rules and this Court's Local Rules.  
7

8 The Motion requested this court enter an order approving the Settlement Agreement and  
9 Release dated July 17, 2009 between the USACM Trust and the Blanchard Defendants (the  
10 "Proposed Settlement"). It appearing that the relief requested in the Motion is in the best interest  
11 of the Estate, the relief requested is hereby GRANTED.  
12

13 Pursuant to the Motion this Court hereby GRANTS the following relief:

- 14 1. The Proposed Settlement is approved pursuant to Federal Rule of Bankruptcy  
Procedure 9019.
- 15 2. This Court shall retain jurisdiction to interpret and enforce the terms of the  
16 Settlement Agreement and this Order Approving Settlement.
- 17 3. All outstanding motions, orders, and other filings currently pending in this matter  
18 are hereby resolved.
- 19 4. All appeals of this matter are hereby resolved.  
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CERTIFICATION PURSUANT TO LOCAL RULE 9021

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

           The court has waived the requirement of approval under LR 9021

           No parties appeared or filed written objections, and there is no trustee appointed in the case.

  X   I have delivered a copy of this proposed order to all counsel, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document.]

Dana Dwiggins           Approved 10-7-2009          

Barney Ales           Approved 10-7-2009          

DATED: October 9, 2009.

          /s/ Michael J. Yoder            
Michael J. Yoder

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